

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF TENNESSEE  
AT KNOXVILLE

UNITED STATES OF AMERICA,	)	
	)	
Plaintiff,	)	
	)	
v.	)	No.: 3:03-CR-29
	)	(VARLAN/SHIRLEY)
MAURICE EDWARD HUGHLEY,	)	
	)	
Defendant.	)	

**MEMORANDUM AND ORDER**

This matter is before the Court on the following appeals, some of which are titled as motions, filed by the *pro se* defendant<sup>1</sup> relating to various Memorandum and Orders issued by Magistrate Judge C. Clifford Shirley, Jr.:

- (1) “Motion to Appeal Magistrative Judge Memorandum and Order of Dockets #38, #57, #93/to Judge Thomas Phillips” [Doc. 211], which relates to Memorandum and Order [Doc. 189];
- (2) “Motion to Appeal Magistrative Judge Shirley’s Deny of Resuer [sic “Recusal”] of Judges to Chief Judge of the United States District Court at Knoxville /and or Judge Thomas Phillips pursuant to Title 28 U.S.C.A. Sections 455, 144” [Doc. 214], which relates to Memorandum and Order [Doc. 198];

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<sup>1</sup> Because of the numerous grammatical and spelling errors contained in the pleadings filed by defendant, the Court will not indicate each and every mistake with the notation “[sic]” but will only do so when it is deemed necessary.

- (3) “Motion to Appeal and Objected to Memorandum and Order by Magistrative Judge to United States District Judge of Docket #187” [Doc. 233], which relates to Memorandum and Order [Doc. 199];
  - (4) “Motion to Appeal to Object of Magistrative Judge Memorandum and Order to U.S. District Court Judge Phillips” [Doc. 234], which relates to Memorandum and Order [Doc. 201];
  - (5) “Motion of Objection and Appeal of Dockets #32, #190, #192, Deny by Magistrative Judge, and Appeal to United States District Judge” [Doc. 236], which relates to Memorandum and Order [Doc. 198];
  - (6) “Motion of Objection to Appeal to Magistrative Judge Memorandum and Order, to U.S. District Judge” [Doc. 237], which relates to Memorandum and Order [Doc. 200];
  - (7) “Appeal to District Court Judge Varlin [sic], of Memorandum and Order of Magistrative Judge Shirley Deny of Stay Proceedings Pending Adjudicating by the Sixth Circuit Court of Appeals for Writ of Prohibition” [Doc. 270], which relates to Memorandum and Order [Doc. 261];
  - (8) “Appeal Magistrative Judge Shirley’s Memorandum and Order Docket 264 to District Court Judge Varlan” [Doc. 278] and a supplement to this appeal [*see* Doc. 281], which relate to Memorandum and Order [Doc. 264] filed under seal;
  - (9) “Appeal Magistrative Judge Shirely [sic] Deny of Standby Counsel to District Court Judge Varlin [sic]” [Doc. 280], which relates to Memorandum and Order [Doc. 249];
- and

(10) “Appeal Magistrate Judges Shirley Memorandum and Order Docket #272, to United States District Court Judge Varlan” [Doc. 282], which relates to Memorandum and Order [Doc. 272].

As required by 28 U.S.C. § 636(b)(1)(A), the Court has carefully considered the appeals and the entire record and concludes that the rulings at issue made by Magistrate Judge Shirley in various Memorandum and Orders [Docs. 189, 198, 199, 200, 201, 249, 261, 264, 272] are neither clearly erroneous nor contrary to law. Accordingly, defendant’s appeals [Docs. 211, 214, 233, 234, 236, 237, 270, 278, 280, 281, 282] are hereby **OVERRULED**. To the extent that defendant requests a hearing on any of these matters, such a request is hereby **DENIED**.

IT IS SO ORDERED.

s/ Thomas A. Varlan

UNITED STATES DISTRICT JUDGE